

**UNITED STATES COURT OF APPEALS  
FOR THE EIGHTH CIRCUIT**

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No: 16-4544

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Highmark, Inc.

Plaintiff - Appellant

v.

Northwest Pipe Company, a Washington Corporation

Defendant Third Party Plaintiff - Appellee

v.

Ferber Engineering Company, LLC, a South Dakota corporation; RustNot Corrosion Control Services, Inc., an Idaho corporation

Third Party Defendants - Appellees

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No: 17-1039

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Highmark, Inc.

Plaintiff - Appellee

v.

Northwest Pipe Company, a Washington Corporation

Defendant Third Party Plaintiff - Appellant

v.

Ferber Engineering Company, LLC, a South Dakota corporation; RustNot Corrosion Control Services, Inc., an Idaho corporation

Third Party Defendants

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No: 17-1040

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Highmark, Inc.

Plaintiff - Appellee

v.

Northwest Pipe Company, a Washington Corporation

Defendant Third Party Plaintiff

v.

Ferber Engineering Company, LLC, a South Dakota corporation

Third Party Defendant - Appellant

RustNot Corrosion Control Services, Inc., an Idaho corporation

Third Party Defendant

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Appeal from U.S. District Court for the District of South Dakota - Rapid City

(5:10-cv-05089-LLP)

(5:10-cv-05089-LLP)

(5:10-cv-05089-LLP)

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## **JUDGMENT**

The parties' joint motion to dismiss these appeals is granted. The appeals are hereby dismissed in accordance with the [Federal Rules of Appellate Procedure](#) 42(b).

The Court's mandate shall issue forthwith.

July 19, 2017

Order Entered Under Rule 27A(a):  
Clerk, U.S. Court of Appeals, Eighth Circuit.

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/s/ Michael E. Gans